

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>SPEAR, et al.</b>	:	<b>CIVIL ACTION</b>
	:	
<b>v.</b>	:	
	:	
<b>FENKELL, et al.</b>	:	<b>NO. 13-02391</b>

**ORDER**

AND NOW this 6th day of February, 2015, for the reasons stated in the accompanying opinion, it is **ORDERED** that:

1. David B. Fenkell's Motion to Dismiss, Doc No. 167, Alliance's Tenth Claim for Relief, Doc No. 68 at ¶¶ 219-27 (or any similar state law claims for relief) of the First Amended Complaint is **DENIED**.

*s/Richard A. Lloret*

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HON. RICHARD A. LLORET  
U.S. Magistrate Judge